

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0691

Date: April 18, 2000

Claimant /Victim JAMIE S. ARNOLD  
BY: (Atty) (Ins. Co.) \_\_\_\_\_  
Address: 320 Rodgers Court, Conyers, Georgia 30094  
Subrogation: \_\_\_\_\_ Claim for Property damage 169.40 Bodily Injury \$ \_\_\_\_\_  
Date of Notice: 10-5-99 Method: Written, proper X Improper \_\_\_\_\_  
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 9-4-99 Place: West Peachtree Street near Ponce de Leon  
Department \_\_\_\_\_ Division \_\_\_\_\_  
Employee involved \_\_\_\_\_ Dept. Action \_\_\_\_\_

NATURE OF CLAIM: Claimant's vehicle sustained damage when she drove it across an unsecured construction site in the roadway. An investigation determined that the construction project being performed at this location was by the Atlanta Gas Company. The Claimant has indicated that settlement has been reached through the Atlanta Gas Company.

INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant X Others \_\_\_\_\_ Written \_\_\_\_\_ Oral X  
Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report X Other \_\_\_\_\_  
Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_  
Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial \_\_\_\_\_  
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other \_\_\_\_\_ Damages reasonable \_\_\_\_\_  
City not involved X Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_  
Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_  
Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
\_\_\_\_\_  
INVESTIGATOR - DOBBS JORDAN

RECOMMENDATION:

Pay \$ \_\_\_\_\_ Adverse X Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_  
Claims Manager:  Concur/date 04-19-00  
Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

COUNCIL OF THE CITY OF ATLANTA  
MUNICIPAL CLERK  
City Hall  
55 Trinity Avenue, S.W.  
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 9-26-99  
ENTERED - 10-21-99 - SB  
99L0691 - DOBBS JORDAN

*Jordan*  
*10/18/99*  
*Da*

DOT - 5 1999

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 169.40 property and/or \$ \_\_\_\_\_ bodily injury for which I contend the City is liable.

1. Date of incident: 09/04/99  
(month/day/year)
2. Police called: Yes ☒ No
3. Location of incident: West Peachtree St. NW between Ponce de Leon and 3rd St.
4. Name of your insurance company: Cincinnati Ins. Policy No. HRA9789491
5. State what and how incident occurred: I drove over a hole in the far right lane that resulted in a flat tire and a bent rim.

6. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!
7. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: maxda 1996 Jamie Arnold  
(make) (year) (tag number) (driver's name)

City vehicle: \_\_\_\_\_  
(make) (City driver's name) (department/bureau)

8. Witness: Erin Pearce 1423 E. Rocksprings Rd. #2 404.607.7710  
(name) (address) (telephone number)  
Atlanta, GA 30306

9. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

10. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Jamie Arnold  
(claimant's name)  
320 Rodgers court  
(address)  
Conyers, GA 30094  
(city and state)  
404-681-0011 404-206-3144  
(work number) (home number)

00- R -0604



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

May 17, 2000

Jamie S. Arnold  
320 Rodgers Court  
Conyers, GA 30094

00-R-0604

Dear Ms. Arnold:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on May 15, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

**cc: Claims Division/Law Department**

# COUNCIL PRESIDENT PROTEM DEBI STARNES PRESIDED

RCS# 1952  
5/15/00  
4:01 PM

Atlanta City Council

Regular Session

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CONSENT AGENDA PAGES (1 - 11)

ADOPT

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 0

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	NV Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-O-0654  
00-O-0396  
00-R-0329

COUNCIL PRESIDENT PITTS  
ABSTAINED ON 00-O-0523

COUNCILMEMBER MARTIN  
ABSTAINED ON 00-R-0660

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05/15/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
<ol style="list-style-type: none"> <li>1. 00-O-0204</li> <li>2. 00-O-0523</li> <li>3. 00-O-0649</li> <li>4. 00-O-0650</li> <li>5. 00-O-0255</li> <li>6. 00-O-0397</li> <li>7. 00-O-0398</li> <li>8. 00-O-0568</li> <li>9. 00-O-0050</li> <li>10. 00-O-0530</li> <li>11. 00-O-0531</li> <li>12. 00-O-0656</li> <li>13. 00-O-0378</li> <li>14. 00-O-0651</li> <li>15. 00-O-0652</li> <li>16. 00-O-0657</li> <li>17. 00-O-0664</li> <li>18. 00-O-0665</li> <li>19. 00-R-0623</li> <li>20. 00-R-0633</li> <li>21. 00-R-0678</li> <li>22. 00-R-0399</li> <li>23. 00-R-0400</li> <li>24. 00-R-0587</li> <li>25. 00-R-0624</li> <li>26. 00-R-0660</li> <li>27. 00-R-0591</li> <li>28. 00-R-0692</li> <li>29. 00-R-0597</li> <li>30. 00-R-0621</li> <li>31. 00-R-0622</li> <li>32. 00-R-0629</li> <li>33. 00-R-0630</li> </ol>	<ol style="list-style-type: none"> <li>34. 00-R-0598</li> <li>35. 00-R-0599</li> <li>36. 00-R-0600</li> <li>37. 00-R-0601</li> <li>38. 00-R-0602</li> <li>39. 00-R-0603</li> <li>40. 00-R-0604</li> <li>41. 00-R-0605</li> <li>42. 00-R-0606</li> <li>43. 00-R-0607</li> <li>44. 00-R-0608</li> <li>45. 00-R-0609</li> <li>46. 00-R-0610</li> <li>47. 00-R-0611</li> <li>48. 00-R-0612</li> <li>49. 00-R-0613</li> <li>50. 00-R-0614</li> <li>51. 00-R-0615</li> <li>52. 00-R-0616</li> <li>53. 00-R-0617</li> <li>54. 00-R-0618</li> <li>55. 00-R-0619</li> <li>56. 00-R-0620</li> <li>57. 00-R-0627</li> <li>58. 00-R-0628</li> <li>59. 00-R-0631</li> <li>60. 00-R-0632</li> </ol>

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00-R-0604

Entered 10-21-99 - sb  
CL 99L0691 - DOBBS JORDAN

CLAIM OF: JAMIE S. ARNOLD  
320 Rodgers Court  
Conyers Georgia 30094

For damages alleged to have been sustained  
as a result of a vehicular incident on September 4,  
1999 on West Peachtree Street.

THIS ADVERSED REPORT IS

APPROVED:

*Rosalind Rubens Newell*  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

# ADVERSED REPORT

DOM. P.S. v. h.A.

DATE 5/9/00

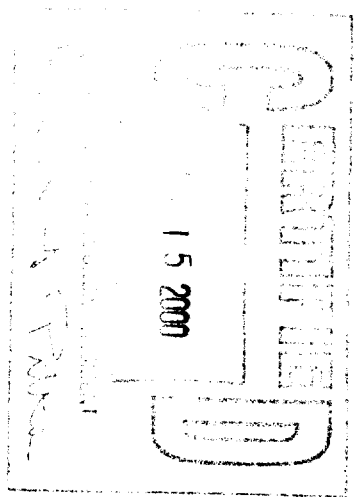
CHILD C. F. Martin

*Denny Adair*

*John W. [unclear]*

*James T. [unclear]*

*William S. [unclear]*



EXPIRATION DATE MAY 15 2000

**CERTIFIED**  
MAY 15 2000  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK